IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1250 OF 2006

Kisan s/o Khubchand D. Bhagnani ... Petitioner

V/s

Nandkumar R. Pednekar & ors. ... Respondents

Mr. M.A. Dharmaraj for the petitioner.

Mr. R.A. Thorat for respondent Nos. 1 & 2.

CORAM: P.V. KAKADE, J.

DATED: 10TH APRIL, 2006

P.C.:

1. Heard both sides. Perused the record.

2. In the course of hearing, the learned counsel for the petitioner submitted that if he is given sufficient time to vacate the premises he would not press the petition. This aspect is consented to by the learned counsel for the respondents. Hence, the petition stands dismissed on the said submission of the petitioner.

3. The petitioner is given time of one calendar year from today to vacate the suit premises on condition that

he shall not create third party interest in the suit property and that he shall continue to pay the rent regularly and also pay arrears, if any, within four weeks from today. The undertaking to be furnished on Thursday, the 13th April, 2006.

With this direction, the petition stands disposed of.

.....